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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

HERB HALLMAN CHEVROLET, INC.,
D.B.A. CHAMPION CHEVROLET,

Plaintiff,

vs.

GENERAL MOTORS LLC,

Defendant

Case No.: 3:22-CV-00447-MMD-CLB

**ORDER GRANTING PLAINTIFF'S
CORRECTED UNOPPOSED
MOTION FOR EXTENSION OF
TIME TO RESPOND TO
DEFENDANT'S MOTION FOR
SUMMARY JUDGMENT
(FIRST REQUEST)**

Pursuant to Federal Rule of Civil Procedure 6(b)(1)(A), and Local Rules IA 6-1(a)
and IA 6-2, Plaintiff Herb Hallman Chevrolet, Inc., d/b/a Champion Chevrolet ("Plaintiff"

1 or “Champion”), hereby files this Unopposed Corrected¹ Motion for Extension of Time
2 to Respond to Defendant’s Motion for Summary Judgment (ECF No. 68), filed by
3 Defendant, General Motors, LLC (“Defendant” or “GM”) on September 9, 2024. This is
4 the first request for an extension of this deadline. In support thereof, Plaintiff states as
5 follows:
6

7 1. On September 9, 2024, Defendant filed its Motion for Summary Judgment
8 (ECF No. 68).
9

10 2. Plaintiff’s response to the same is presently due on September 30, 2024.
11

12 3. As of the filing of the instant Motion, a dangerous weather system has
13 developed in the Gulf of Mexico.

14 4. The weather system is expected to develop into Hurricane Helene and
15 make landfall in the Big Bend region of Florida’s panhandle – where counsel for Plaintiff
16 is located – between late Thursday, September 26, 2024 and Friday, September 27, 2024.
17

18
19
20 ¹ Plaintiff’s Original motion for extension, filed on September 24, 2024 (ECF No. 69), was granted
21 (*see* ECF No. 70); however, the original motion contained scrivener’s errors concerning: (1) the dates of
22 then-impending Hurricane Helene and (2) the date upon which the one (1) week extension was to fall.
23 Plaintiff counsel’s Tallahassee, FL office was scheduled to be closed on Thursday, September 26 through
24 Friday, September 27, 2024; and, instead of October 4, 2024, the actual date for the extended deadline for
25 Plaintiff to file its response to Defendant’s Motion for Summary Judgment (as consented to by Defendant
26 on September 23, 2024) is Monday October 7, 2024. Accordingly, Plaintiff files the instant Corrected
27 Unopposed Motion for Extension of Time to Respond, which corrects only the office closure dates provided
28 in ¶¶ 4,5 of the Original motion, and the date upon which Plaintiff’s response is due. No other substantive
amendments have been made, and this motion still aligns with what the parties consented to, which is a
one-week extension of time in light of Hurricane Helene.

1 5. In preparation for Helene's impending landfall, Plaintiff's counsel's
2 Tallahassee, Florida office will likely be closed from at least Thursday, September 26, 2024
3 through Friday, September 27, 2024.
4

5 6. As such, Plaintiff respectfully requests that this Honorable Court enter an
6 order extending Plaintiff's deadline to respond to Defendant's Motion for Summary
7 Judgment by one (1) week.
8

9 7. In accordance with Federal Rule of Civil Procedure 6(b)(1)(A) and LR IA 6-
10 1(a), Plaintiff submits that good cause exists to extend the deadline to respond.
11

12 8. Such request is not made for the purposes of delay; this is Plaintiff's first
13 request for an extension of this deadline; and no other deadlines in the case schedule will
14 be disturbed by granting such relief.

15 WHEREFORE, Plaintiff requests that the Court extend the time until **October 7,**
16 **2024**, for Plaintiff to respond to GM's Motion for Summary Judgment.
17

18 LOCAL RULE IA-3 DECLARATION OF CONFERRAL

19 The undersigned conferred with counsel for Defendant regarding the requested
20 extension via electronic mail on September 23, 2024. On the same day, counsel for GM
21 advised that GM consents to a one-week extension of Plaintiff's deadline to respond to
22 GM's Motion for Summary Judgment.
23

24 Respectfully Submitted,
25

26 /s/Nicholas A. Bader
27 **KENNETH E. LYON, III**
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Tallahassee, Florida 32308

ORDER

IT IS SO ORDERED.



UNITED STATES DISTRICT JUDGE

DATED: October 2, 2024

CERTIFICATE OF SERVICE

I certify that a true copy of the above was filed using the Court's CM/ECF system and thus served upon counsel for each party on October 2, 2024

/s/Nicholas A. Bader
Nicholas A. Bader